



1 E. MARTIN ESTRADA
United States Attorney
2 MACK E. JENKINS
Assistant United States Attorney
3 Chief, Criminal Division
SEAN D. PETERSON
4 Assistant United States Attorney
Chief, Riverside Branch Office
5 ERIN C. KISS (Cal. Bar No. Pending)
Assistant United States Attorney
6 Riverside Branch Office
3403 Tenth Street, Suite 200
7 Riverside, California 92501
Telephone: (951) 276-6259
8 Facsimile: (951) 276-6202
Email: erin.kiss@usdoj.gov

9 Attorneys for Plaintiff
10 UNITED STATES OF AMERICA

11 UNITED STATES DISTRICT COURT

12 FOR THE CENTRAL DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 CESAR AGUILAR-GONZALEZ,

17 Defendant.
18
19

ED CR No. 23-00201-JGB

GOVERNMENT'S NOTICE OF REQUEST
FOR DETENTION

20 Plaintiff, United States of America, by and through its
21 counsel of record, hereby requests detention of defendant and gives
22 notice of the following material factors:

23 1. Temporary 10-day Detention Requested (§ 3142(d)) on the
24 following grounds:

25 a. present offense committed while defendant was on
26 release pending (felony trial), (sentencing),
27 (appeal), or on (probation) (parole); or
28

_____ b. defendant is an alien not lawfully admitted for permanent residence; and

_____ c. defendant may flee; or

_____ d. pose a danger to another or the community.

_____ 2. Pretrial Detention Requested (§ 3142(e)) because no condition or combination of conditions will reasonably assure:

_____ a. the appearance of the defendant as required;

_____ b. safety of any other person and the community.

X 3. Detention Requested Pending Supervised Release/Probation Revocation Hearing (Rules 32.1(a)(6), 46(d), and 18 U.S.C. § 3143(a)):

X a. defendant cannot establish by clear and convincing evidence that he/she will not pose a danger to any other person or to the community;

X b. defendant cannot establish by clear and convincing evidence that he/she will not flee.

_____ 4. Presumptions Applicable to Pretrial Detention (18 U.S.C. § 3142(e)):

_____ a. Title 21 or Maritime Drug Law Enforcement Act ("MDLEA") (46 U.S.C. App. 1901 et seq.) offense with 10-year or greater maximum penalty (presumption of danger to community and flight risk);

_____ b. offense under 18 U.S.C. §§ 924(c), 956(a), 2332b, or 2332b(g)(5)(B) with 10-year or greater maximum penalty (presumption of danger to community and flight risk);

1 _____ c. offense involving a minor victim under 18 U.S.C. §§
2 1201, 1591, 2241, 2242, 2244(a)(1), 2245, 2251,
3 2251A, 2252(a)(1)-(a)(3), 2252A(a)(1)-2252A(a)(4),
4 2260, 2421, 2422, 2423 or 2425 (presumption of
5 danger to community and flight risk);

6 _____ d. defendant currently charged with an offense
7 described in paragraph 5a - 5e below, AND defendant
8 was previously convicted of an offense described in
9 paragraph 5a - 5e below (whether Federal or
10 State/local), AND that previous offense was
11 committed while defendant was on release pending
12 trial, AND the current offense was committed within
13 five years of conviction or release from prison on
14 the above-described previous conviction (presumption
15 of danger to community).

16 X 5. Government Is Entitled to Detention Hearing Under §
17 3142(f) If the Case Involves:

18 _____ a. a crime of violence (as defined in 18 U.S.C. §
19 3156(a)(4)) or Federal crime of terrorism (as
20 defined in 18 U.S.C. § 2332b(g)(5)(B)) for which
21 maximum sentence is 10 years' imprisonment or more;

22 _____ b. an offense for which maximum sentence is life
23 imprisonment or death;

24 _____ c. Title 21 or MDLEA offense for which maximum sentence
25 is 10 years' imprisonment or more;

1 _____ d. any felony if defendant has two or more convictions
2 for a crime set forth in a-c above or for an offense
3 under state or local law that would qualify under a,
4 b, or c if federal jurisdiction were present, or a
5 combination or such offenses;

6 _____ e. any felony not otherwise a crime of violence that
7 involves a minor victim or the possession or use of
8 a firearm or destructive device (as defined in 18
9 U.S.C. § 921), or any other dangerous weapon, or
10 involves a failure to register under 18 U.S.C. §
11 2250;

12 X f. serious risk defendant will flee;

13 _____ g. serious risk defendant will (obstruct or attempt to
14 obstruct justice) or (threaten, injure, or
15 intimidate prospective witness or juror, or attempt
16 to do so).

17 _____ 6. Government requests continuance of _____ days for
18 detention hearing under § 3142(f) and based upon the
19 following reason(s):

20 _____
21 _____
22 _____
23 _____

24 //

25 //

26 //

1 7. Good cause for continuance in excess of three days exists
2 in that:

3 _____
4 _____
5 _____
6 _____

8 Dated: March 28, 2024

Respectfully submitted,

9 E. MARTIN ESTRADA
10 United States Attorney

11 MACK E. JENKINS
12 Assistant United States Attorney
13 Chief, Criminal Division

14 SEAN D. PETERSON
15 Assistant United States Attorney
16 Chief, Riverside Branch Office

17 /s/ Erin C. Kiss
18 ERIN C. KISS
19 Assistant United States Attorney

20 Attorneys for Plaintiff
21 UNITED STATES OF AMERICA
22
23
24
25
26
27
28